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## UNITED STATES BANKRUPTCY COURT

## DISTRICT OF NEVADA

\* \* \* \* \* \* \*

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|---|---|
| In re   MARC JOHN RANDAZZA ) ) ) ) ) ) | BK: S-15-14956-abl<br>Chapter: 11  ▾<br>Adv. No.: |
| _____ )<br>Debtor(s). ) | STANDARD DISCOVERY PLAN<br>OR<br>REQUEST FOR WAIVER OF<br>FILING DISCOVERY PLAN |
| Excelsior Media Corp. and Liberty Media )<br>Holdings, LLC ) | |
| Plaintiff(s), ) | |
| vs. )<br>Marc John Randazza ) ) | |
| _____ )<br>Defendant(s) ) | |

1.    **Discovery Plan**

         ____    **Request for waiver of requirement to prepare and file a formal discovery**

         **plan.**

         The parties certify that all discovery can be completed informally, without the need of

court intervention and in conformance of the Standard Discovery Plan, and that the matter will

be ready for trial within 120 days, **or**

         ____    **A discovery plan is needed or useful in this case.**  Check one:

                ____    The parties agree to the standard discovery plan.  The first defendant

answered or otherwise appeared on _____ .  Discovery shall be completed within

_____days, measured from the date the first defendant answered or otherwise appeared.

Discovery will close by _____ .

1       _____ The parties jointly propose to the court the attached discovery plan and

2   scheduling order. (Use Official Form 35 to the Federal Rules of Civil Procedure.)

3       _____ The parties cannot agree on a discovery plan and scheduling order.  The

4   attached sets forth the parties' disagreements and reasons for each party's position.  (Use Official

5   Form 35 of the Federal Rules of Civil Procedure.)

6   **Complete parts 2 - 6.**

7   **2.**     **Nature of the Case.**  Brief description of the nature of the case, i.e., dischargeability,

8   denial of discharge, turnover, contract, etc. _____

9   _____

10  **3.**     **Jury Trials:**  Check one:

11      _____ A demand for a jury trial has not been made

12      _____ A demand for a jury trial has been made pursuant to Fed. R. Civ. P. 38(b), and in

13  conformity with LR 9015,  but one or more of the parties does not consent to a jury trial pursuant

14  to 28 U.S.C. § 157(e).

15      _____ It is expressly understood by the undersigned parties they have demanded a jury

16  trial pursuant to Fed. R. Civ. P. 38(b), and in conformity with LR 9015, and have consented to a

17  jury trial pursuant to 28 U.S.C. § 157(e).

18      An original and two (2) copies of all instructions requested by either party shall be

19  submitted to the clerk for filing on or before _____.

20      An original and two (2) copies of all suggested questions of the parties to be asked of the

21  jury panel by the court on voir dire shall be submitted to the clerk for filing on or before

22  _____.

23  **4.**     **Additional Pleadings.**  Are there any counterclaims, cross claims or amendments to the

24  pleadings expected to be filed?

25      _____ Yes

26      _____ No

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1    5.        **Settlement Conference**

2             _____ A settlement conference is requested.

3    If checked, a settlement conference is requested no earlier than _____.

4             _____Settlement cannot be evaluated prior to additional discovery.   The parties

5    may later request a settlement conference.

6    **6.      Trial**

7             The case should be ready for trial by _____ and should take

8    _____ day(s).

9    **7.**     All parties ☐ consent/ ☐ do not consent to this court entering final judgment.

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11   Dated: _____        Dated: _____

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     Signature of Counsel for Plaintiff(s)        Signature of Counsel for Defendant(s)

14   Type Name, Address and                Type Name, Address and Telephone
     Telephone Number of Counsel        Number of Counsel

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